

Single Bench

IN THE HIGH COURT OF JUDICATURE, AT - BILASPUR [C.G.]
WRIT PETITION No. 6628 /2006

PETITIONER

Ku.Dujo Bai Netam, aged 34 years

S/O late Kanwar Singh Posted as-Gramin

Swastha Sanyojak, [A.N.M] Sub Health

Center-Bhaismundi ji, Kanker, District.-North

Bastar, Kanker, CG.

VERSUS

RESPONDENTS

1. Chief Medical and Health Officer,

,Kanker, Distt.- North Bastar [CG]

2. Block medical and Health Officer

CHC-Amoda, [Sarona], Distt.-North

Bastar, Kanker [CG]

3. Smt. Asha Kushwaha

Gramin Swastha Sanyojak

, Sub Health Center-Shamtara, Kanker

District - North Basar

WRIT PETITION U/ A - 226 & 227 OF CONSTITUTION OF INDIA

RECEIVED-COPY
21-11-06
CLERK to A. G. BILASPUR

P.R. No. 6520/06
Presented by Smt. P. Kishor
dated 21-11-06

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 6628..... सन् 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>5.12.2006</u> Shri R.S. Baghel, learned counsel for the petitioner. Smt. Anju Aahuja, learned G.A. for the State/respondent. The petitioner by this instant petition under Article 226 of the Constitution of India has impugned the order of Annexure P/1 dated 5.9.2006. The petitioner is working as A.N.M. in Mini P.H.C., Bhaismudiji under the Community Health Centre, Amoda. She has been transferred from her present place of posting to Mini P.H.C., Shamtara, Kanker under the same Community Health Centre, Amoda vide order of Annexure P/1 dated 5.9.2006. Learned counsel for the petitioner submits that the above transfer has been effected on the basis of some complaints made by some villagers against the petitioner. He further submits that the above transfer order has been passed in violation of the transfer policy in the mid session just to accommodate the respondent No. 3 and as such the same is punitive in nature and therefore, it deserves to be quashed.	

P.T.O.

XI-HC-78

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	I have heard learned counsel for the petitioner and have perused the impugned order of Annexure P/1. Simply because the transfer has been effected on the ground of the complaints by the villagers against the petitioner, the same cannot be termed as punitive. The transfer is an incidence of service. Taking into consideration the fact that the petitioner has been transferred from one Mini P.H.C. to another Mini P.H.C. under the same Community Health Centre, Amoda, no case is made out for interference. Accordingly, the petition being devoid of substance is hereby dismissed at the motion stage itself. In view of above order M.W.P.No. 4837/06 stands disposed of.	Sd/- Dhirednra Mishra Judge

P.T.O.